JUN-22-2004 13:50

MERCK & CO., INC.

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## AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

Claim 1. (currently amended) Cells for the production of <u>human</u> helper dependent adenoviral vectors, including at least the following genic units:

- a first genic unit comprising an a human adenovirus defective genome having the inverted terminal repeats in head-to-tail configuration, the encapsidation signal inactivated, and at least one of the non-structural regions inactivated;
- a second genic unit comprising at least one inducible promoter and at least one of the regions inactivated in the first genic unit, said regions being under the control of said inducible promoter;

whereby following the activation of the inducible promoter of the second genic unit and the infection of the cells with said helper dependent adenoviral vectors, the first genic unit and the second genic unit enable the production of said helper dependent adenoviral vectors in said cells in absence of helper vector.

- Claim 2. (previously presented) Cells according to claim 1, wherein the first genic unit is integrated in the genome of the cells and has at both the extremities inverted terminal repeats in head-to-tail configuration.
- Claim 3. (original) Cells according to claim 1, wherein the first genic unit is included in an episomal unit including an element enabling the replication of said episomal unit in a low number of copies.
- Claim 4. (original) Cells according to claim 3, wherein said element enabling the replication of said episomal unit is the origin of replication of a virus.
- Claim 5. (previously presented) Cells according to claim 4, wherein the gene coding for an activating factor of said origin of replication is further included in the episomal unit.
- Claim 6. (previously presented) Cells according to claim 4, wherein the gene coding for an activating factor of said origin of replication is integrated in the genome.